

BUSINESS REPORT

**MONTANA SENATE
61st LEGISLATURE - REGULAR SESSION**

SENATE STATE ADMINISTRATION COMMITTEE

Date: Wednesday, February 11, 2009
Place: Capitol

Time: 3:00 pm
Room: 335

BILLS and RESOLUTIONS HEARD:

Prefix (HB, HR, HJR, SB, SR, or SJR) and number. Add Postponed (PP) when appropriate:

SB 394

SB 391 SJ 22 _____

SJ 18 _____

EXECUTIVE ACTION TAKEN:

Prefix (HB, HR, HJR, SB, SR, or SJR) and number. Enter P(pass) F(failed) DPAA (do pass as amended) BC(be concurred in) BCAA (be concurred in as amended):

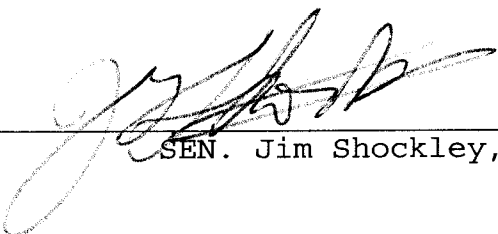
SB 20 amendment _____

SB 241 DPAA _____

SJ 22 DPAA _____

SB 391 DPAA _____

COMMENTS:



SEN. Jim Shockley, Chairman

MONTANA STATE SENATE
Roll Call
STATE ADMINISTRATION COMMITTEE

DATE: 2/11/09

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/ EXCUSED</u>
SENATOR JIM SHOCKLEY, CHAIRMAN	<input checked="" type="checkbox"/>	
SENATOR JOHN BRUEGGEMAN, VICE CHAIR	<input checked="" type="checkbox"/>	
SENATOR KEITH BALES	<input checked="" type="checkbox"/>	
SENATOR JOE BALLYEAT	<input checked="" type="checkbox"/>	
SENATOR JERRY BLACK	<input checked="" type="checkbox"/>	
SENATOR JOHN BRENDEN	<input checked="" type="checkbox"/>	
SENATOR MIKE COONEY	<input checked="" type="checkbox"/>	
SENATOR LARRY JENT	<input checked="" type="checkbox"/>	
SENATOR CAROLYN SQUIRES	<input checked="" type="checkbox"/>	
SENATOR JOSEPH TROPILA	<input checked="" type="checkbox"/>	
SENATOR JONATHAN WINDY BOY	<input checked="" type="checkbox"/>	



SENATE STANDING COMMITTEE REPORT

February 12, 2009

Page 1 of 4

Mr. President:

We, your committee on **State Administration** recommend that **Senate Bill 241** (first reading copy -- white) **do pass as amended.**

Signed: _____

Senator Jim Shockley, Chair

And, that such amendments read:

1. Title, page 1, line 8.

Following: ";"

Insert: "PROVIDING A FUNDING RESTRICTION; AMENDING SECTION 2-17-521, MCA;"

2. Page 1, line 17.

Strike: "department"

Insert: "division"

3. Page 1, line 27 through line 28.

Strike: line 27 through line 28 in their entirety

Insert: "(3) "Division" means the legislative fiscal division established in 5-12-301.

Renumber: subsequent subsections

4. Page 2, line 26.

Strike: "director"

Insert: "legislative fiscal analyst"

5. Page 2, line 28.

Strike: "(7) "

Insert: "(6) "

6. Page 3, line 1.

Following: "(1) "

Insert: "The legislative fiscal analyst, based on guidance from

Committee Vote:

Yes 9, No 2

Fiscal Note Required ☐

SB0241001SC.sdr

OK

the advisory council, is responsible for establishing and maintaining a searchable budget database website in accordance with the provisions of [sections 1 through 5]."

7. Page 3, line 2.

Strike: "department"

Insert: "division"

Following: "develop"

Insert: "and establish"

Strike: "a"

Insert: "an initial basic"

8. Page 3, line 4.

Strike: "director"

Insert: "legislative fiscal analyst"

9. Page 3, line 6.

Strike: "director"

Insert: "legislative fiscal analyst"

10. Page 3, line 9.

Following: "shall"

Insert: "cooperate with the division and advisory council and"

Strike: "department"

Insert: "division"

11. Page 3, line 11.

Strike: "department"

Insert: "division"

Following: "section"

Insert: ", including recommendations on how an agency's existing information technology capabilities and future information technology project development may be integrated with or otherwise support the searchable budget database website"

12. Page 3, line 12.

Strike: "department"

Insert: "division"

13. Page 3, line 17.

Strike: "The director shall appoint a"

Insert: "(1) There is a seven-member"

14. Page 3, line 18.

Following: "feedback"

Insert: "to the legislative fiscal analyst and the division"

15. Page 3, line 19 through line 20.

Following: "website." on line 19

Insert: "(2) Members of the advisory council must be as follows:

(a) the senate committee on committees shall appoint one senator and one person representing advocates for transparency in government;

(b) the speaker of the house shall appoint one representative and one person representing advocates for transparency in government;

(c) the legislative finance committee shall appoint a person to represent the division;

(d) the governor shall appoint a person from the governor's budget office; and

(e) the chief information officer appointed by the department of administration pursuant to Title 2, chapter 17, part 5, is an ex-officio voting member.

(3) "

Strike: "shall" on line 19 through "that" on line 20

16. Page 3.

Following: line 21

Insert: "NEW SECTION. Section 6. Funding restriction. Funding for the purposes of [sections 1 through 5] may not exceed a total amount equal to \$275,000 in each fiscal year, but the total may be provided as a biennial appropriation."

Insert: "**Section 7.** Section 2-17-521, MCA, is amended to read:

"2-17-521. State strategic information technology plan -- biennial report. (1) The department shall prepare a state strategic information technology plan. The department shall seek the advice of the board in the development of the plan.

(2) The plan must:

(a) reflect the policies as set forth in 2-17-505 and be in accordance with statewide standards and policies established by the department;

(b) establish the statewide mission, goals, and objectives for the use of information technology, including goals for electronic access to government records, information, and services; and

(c) establish the strategic direction for how state agencies will develop and use information technology resources to provide state government services; and

(d) consider how agency information technology resources and project development may support the goals of [sections 1 through 5].

(3) The department shall update the plan as necessary. The plan and any updates must be distributed as provided in 2-17-522.

(4) The department shall prepare a biennial report on information technology based on agency information technology plans and performance reports required under 2-17-524 and other

information considered appropriate by the department. The biennial report must include:

- (a) an analysis of the state's information technology infrastructure, including its value, condition, and capacity;
- (b) an evaluation of performance relating to information technology;
- (c) an assessment of progress made toward implementing the state strategic information technology plan;
- (d) an inventory of state information services, equipment, and proprietary software;
- (e) agency budget requests for major projects; and
- (f) other information as determined by the department or requested by the governor or the legislature."

Renumber: subsequent sections

17. Page 3, line 24.

Strike: the first "17"

Insert: "5"

Strike: the first "1"

Insert: "12"

Strike: the second "17"

Insert: "5"

Strike: the second "1"

Insert: "12"

- END -



SENATE STANDING COMMITTEE REPORT

February 12, 2009

Page 1 of 1

Mr. President:

We, your committee on **State Administration** recommend that **Senate Joint Resolution 22** (first reading copy -- white) **do pass as amended.**

Signed: _____

Senator Jim Shockley, Chair

And, that such amendments read:

1. Title, line 9.

Following: "REPLACEMENT"

Insert: "OR RETIREMENT"

2. Page 1, line 20.

Following: "aircraft"

Insert: "; and

WHEREAS, some state-owned aircraft may not even be cost-effective and a cost/benefit analysis would be useful"

3. Page 1, line 25.

Following: "replacement"

Insert: "or retirement"

- END -

Committee Vote:

Yes 11, No 0

Fiscal Note Required ____

SJ0022001SC.sdr

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SENATE STANDING COMMITTEE REPORT

February 19, 2009

Page 1 of 4

Mr. President:

We, your committee on **State Administration** recommend that **Senate Bill 391** (first reading copy -- white) **do pass as amended.**

Signed: _____

Senator Jim Shockley, Chair

And, that such amendments read:

1. Page 1, line 11.

Strike: "Secretary of state to certify"

Insert: "Certification of "

2. Page 1, line 11 through line 12.

Following: "(1)" on line 11

Insert: "(a)"

Strike: "Not" on line 11 through ", the" on line 12

Insert: "The"

3. Page 1.

Following: line 15

Insert: "(b) The certification must be completed within 5 calendar days after the last day on which a candidate may withdraw from nomination pursuant to 13-10-325."

4. Page 1, line 16.

Following: "(2)"

Insert: "(a)"

Strike: "Not" through ", the"

Insert: "The"

5. Page 1.

Following: line 19

Insert: "(b) The certification must be completed by the later of:

Committee Vote:

Yes 11, No 0

Fiscal Note Required ____

SB0391001SC.sdr

DR

(i) 5 calendar days after the secretary of state certifies the names and designations of candidates as provided in subsection (1); or

(ii) 5 calendar days after the last date on which a candidate may withdraw from nomination pursuant to 13-10-325."

6. Page 2, line 1 through line 2.

Strike: "70" on line 1 through "election" on line 2

Insert: "more than 5 calendar days after the date on which the declarations for nomination closed for the office for which the candidate filed"

7. Page 2, line 7.

Strike: "70" through "election"

Insert: "between the date on which the candidate filed a declaration for nomination and 5 calendar days after the date on which declarations for nomination closed for the office for which the candidate filed"

8. Page 2, line 12.

Following: "no"

Insert: ": (a)"

9. Page 2, line 13.

Following: "election"

Insert: "; or"

(b) at least one candidate for the party's nomination for the office was nominated at the primary election.

10. Page 2.

Following: line 13

"COORDINATION SECTION. Section 4. Coordination

instruction. If [this act] and Senate Bill No. 156 are both passed and approved and both amend 13-10-208, then the section in each bill that amends 13-10-208 is void and 13-10-208 is amended to read:

"13-10-208. Certificate Certification of primary ballot -- preparing ballot. (1) ~~(a) Not more than 75 days and not less than 67 days before the date of the primary election, the~~ The secretary of state shall certify to the election administrators the names and designations of candidates, except as provided in 13-37-126, and any ballot issues as shown in the official records of the secretary of state's office in the manner provided in 13-10-209 and Title 13, chapter 12, part 2, of this title.

(b) The certification must be completed within 5 calendar days after the last day on which a candidate may withdraw from nomination pursuant to 13-10-325.

(2) ~~(a) Not more than 67 days and not less than 62 days before the date of the primary election, the~~ The election administrator shall certify the names and designations of candidates, except as provided in 13-37-126, and any ballot issues as shown in the official record of the election administrator's office and must have the official ballots prepared in the manner provided in 13-10-209 and Title 13, chapter 12, part 2, of this title.

(b) The certification must be completed by the later of:

(i) 5 calendar days after the secretary of state certifies the names and designations of candidates as provided in subsection (1); or

(ii) 5 calendar days after the last date on which a candidate may withdraw from nomination pursuant to 13-10-325.

(3) If a candidate for the legislature is no longer eligible under Article V, section 4, of the Montana constitution to seek the office for which the candidate has filed because the candidate has changed residence, the secretary of state shall notify the candidate that the candidate is required to withdraw as provided in 13-10-325.""

Insert: "COORDINATION SECTION. **Section 5. Coordination instruction.** If [this act] and Senate Bill No. 156 are both passed and approved and each amends 13-10-325, then the section in Senate Bill No. 156 that amends 13-10-325 is void."

Insert: "COORDINATION SECTION. **Section 6. Coordination instruction.** If [this act] and Senate Bill No. 156 are both passed and approved and each amends 13-10-326, then the section in Senate Bill No. 156 that amends 13-10-326 is void.""

- END -

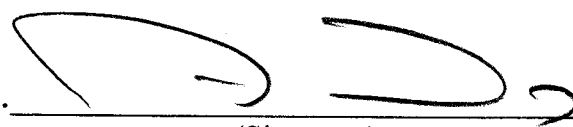
AUTHORIZED SENATE COMMITTEE PROXY

I request to be excused from ST. ADM - SENATE committee because of other commitments. I desire to leave my proxy vote with:

~~Mr. [unclear]~~ Sen. [unclear] for Tropia

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO	BILL/AMENDMENT	AYE	NO
SB 23					
SB 20 AMEND	✓				
SB 241 AMEND	✓				
SB 241 AS AMENDED	✓				
SJR 22 AMEND	✓				
SJR 22 AS AMENDED	✓				
SB 391 AMEND	✓				
SB 391 AS AMENDED	✓				

Sen.  Date 2/11/09
(Signature)

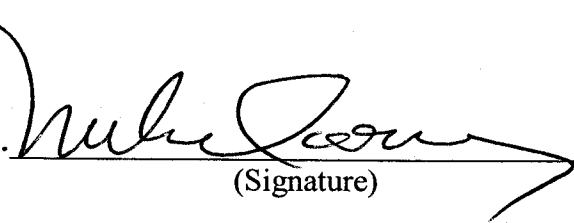
**AUTHORIZED
SENATE COMMITTEE PROXY**

I request to be excused from STATE ADMIN Committee
because of other commitments. I desire to leave my proxy vote with:

SEN. JOE TROPILA

Indicate Bill number and your vote Aye or No. If there are amendments,
list them by name and number under the bill and indicate a separate vote
for each amendment.

BILL/AMENDMENT	AYE	NO	BILL/AMENDMENT	AYE	NO
SB 20 AMEND	✓				
SB 241 AMEND	✓				
SB 241 AS AMENDED		✓			
SJR 22 AMEND	✓				
SJR 22 AS AMENDED	✓				
SB 391 AMEND	✓				
SB 391 AS AMENDED	✓				

Sen. 
(Signature)

Date 2-11-09

AUTHORIZED SENATE COMMITTEE PROXY

I request to be excused from State Ad Committee
because of other commitments. I desire to leave my proxy vote with:

Brieggeman

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO	BILL/AMENDMENT	AYE	NO
SB 245 Amd	X				
SB 241 DPAA	X				
SJR 22 Amd	X				
SJR 22 DPAA	X				
SB 341 Amd	X				
SB 341 DPAA	X				

sen. John C. Brouder Date 2/11/08
(Signature)

AUTHORIZED SENATE COMMITTEE PROXY

I request to be excused from State Administration Committee because of other commitments. I desire to leave my proxy vote with:

Brueggeman

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT

AYE NO

SB 241 Amend	X	
SB 241 DPAA	X	
SJR 22 Amend	X	
SJR 22 DPAA	X	
SB 391 Amend	X	
SB 391 DPAA	X	

BILL/AMENDMENT

AYE NO

sen. Kurt Balco
(Signature)

Date 2/11/09

NT

MONTANA STATE SENATE
Visitors Register

State Administration Committee

Date 2-11-09

Bill No. SJR 18 Sponsor(s) MOSS

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Name and Address	Representing	Support	Oppose	Inf.
Barby Lambert	Self			✓
Hannah Ticknor	Self		✓	
Jacob Ticknor	Self		✓	
Bethany Ticknor	Self		✓	
Thomas Ticknor	Self		✓	
Eli Ticknor	Self		✓	
Vaughn & Dana Ticknor 4910 Silver Creek Helena 59602	Self		✓	
Chere Justo	MTPreservationAlliance	X		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA STATE SENATE

Visitors Register

State Administration Committee

Date 2-11-09

Bill No. SJR 22 Sponsor(s) Zinke

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[illegible]

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA STATE SENATE
Visitors Register

State Administration Committee

Date 2-11-09

Bill No. 394. Sponsor(s) Bales

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Name and Address	Representing	Support	Oppose	Inf.
Arnold Gettel	Teton County	X		
Joe Dellwo	Teton County	X		
Allan Undendal	Toole County + MACo	X		
Ed BARTHELT	YELLOWSTONE CTY	X		
Vickie Zuer	Missoula County	X		
Duane Winslow	Yellowstone Co	X		
Rhonda Nelson	Broadwater Co	X		
Wong Elco	Broadwater Co	X		
Marie Hatchee	Ingovnde Deer Lodge Co	X		
Meraldine Custer	Rosebud Co	X		
Marie Welci	Custer	X		
Sandi Boardman	Blaine Co	X		
Jo Ann Johnson	Chouteau Co	X		
Penny Lewis	Richland Co.	X		
Sandra Broesder	Pondera Co.	X		
Glenda Hall	Glacier Co	X		
Cindy Maxwell	Big Horn Co	X		
Leon CURTIS	Missoula Co	X		
Kegina Plettenberg	Rawalli Co	X		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.



	For	Opposed
Amos H. Kelly Judah Basu County	X	
Blanche McLure Granite Co	X	
Glenn Stanley Broadwater Co. Commissioner	X	
Frank J. Wichman Tergus Co Clerk & Recorder	X	
Mary E. Sickels Cascade Co Chief Deputy Clerk & Recorder	X	
Jennine M. Robbins Sanders Co Clerk & Recorder	X	
Mary Miller - Wheatland Co Clerk & Recorder	X	
Jane E. Mang Musselshell Co Clerk & Recorder	X	

MONTANA STATE SENATE
Visitors Register

State Administration Committee

Date 2-17-09

Bill No. 394 Sponsor(s) Bales

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Name and Address	Representing	Support	Oppose	Inf.
Phonda S Pimley	Clerk & Records/ Election Admin.	✓		
Charlotte Mills	Clerk & Records/ Election Admin.	✓		
Dobbin Scott	Clerk & Records/ Election Admin. Strub	✓		
Bob Gilbert	DAWSON COUNTY	✓		
Blanche McLure	Granite Co	✓		
Amberly Kelly	Judith Basin	✓		
Frank Johnson	Elk County	✓		
✓ I. B. Johnson	Sanders Co	✓		
Tony Cox	SANDERS Co.	✓		
Tony Berget	Lincoln Co.	✓	✓	
Sharon Lygare	HD 16		✓	
✓ Larry Hendrickson	Liberty	✓		
✓ Kathy Bessette	Hill Co	✓		
✓ Connie Eissinger	McCone Co.	✓		
Beth Brenneisen	Disability Rights MT		✓	
Bill Kennedy		✓		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA STATE SENATE
Visitors Register

State Administration Committee

Date 2/11/09

Bill No. 394 Sponsor(s) Bales

PLEASE PRINT

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Name and Address	Representing	Support	Oppose	Inf.
Clare Maudy	Broadwater	X		
Maile & Sidde	Cascade Co.	X		
MaryAnn Harwood	Toole Co.	X		
Douglas Dahl	Hill Co.	X		
Sue Armstrong	Hill Co.	X		
Larry Hendricksen	Liberty Co.	X		
Evelyn Widholm	self		X	
Alysha Goheen Jannette	Montana Women Vote		X	
Linda Still	MSR			
	Agria Sonnia Helms/Falls			
Mitt Lynn	Montana 2009		X	
Cate Clark	MS Comm Council		X	

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.